

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
BRUNSWICK DIVISION**

<b>CAMDEN COUNTY, GEORGIA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	<b>CIVIL ACTION NO.</b>
<b>v.</b>	)	
	)	
<b>LEXON INSURANCE COMPANY,</b>	)	
	)	
<b>Defendant.</b>	)	

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**NOTICE OF REMOVAL**

TO: THE HONORABLE JUDGES OF THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF GEORGIA  
BRUNSWICK DIVISION

Pursuant to 28 U.S.C. §§ 1332, 1441 and 1446, Defendant Lexon Insurance Company hereby files this Notice of Removal, showing this Honorable Court as follows:

1.

An action has been commenced against Defendant in the Superior Court of Camden County, State of Georgia, styled *Camden County, Georgia v. Lexon Insurance Company, Civil Action File No. 14V11 SSN*. True and correct copies of all process, pleadings, and orders served on the Defendant, specifically including copies of the Complaint and Summons, are attached hereto as **Exhibit A**. There were no motions pending in this matter in the Superior Court of Camden County at the time of removal.

2.

The Summons and Complaint were served upon Lexon Insurance Company on January 14, 2014. This Notice therefore is timely under 28 U.S.C. § 1446(b).

3.

This Court has diversity jurisdiction over this matter pursuant to 28 U.S.C. § 1332(a).

4.

Based on the allegation in the Complaint, Plaintiff is a body corporate and politic authorized by and organized pursuant to Article IX, Section I, *et seq.*, of the State of Georgia Constitution, and is therefore a citizen of Georgia for purposes of jurisdiction. *See* Complaint at ¶ 1. Lexon is a foreign corporation organized and existing under the laws of Texas, with its principal place of business located in Louisville, Kentucky. Lexon was not a citizen of the State of Georgia at the time of, or immediately prior to, the filing and service of this lawsuit or anytime thereafter.

5.

Based on the allegations in the Complaint, the amount in controversy exceeds \$75,000.00, exclusive of interest and costs because Plaintiff claims it is entitled to recover damages “in excess of \$16,412,467.50” from Lexon. *See* Complaint at ¶¶ 38-39.

6.

A Notice of Filing Notice of Removal, together with a copy of this Notice of Removal, will be filed on this same date with the Clerk of the Superior Court of Camden County, Georgia, and served on counsel for Plaintiff. A true and correct copy of the Notice of Filing Notice of Removal is attached hereto as **Exhibit B**.

WHEREFORE, Defendant hereby petitions to remove this case from the Superior Court of Camden County, Georgia, to the United States District Court for the Southern District of Georgia, Brunswick Division.

Respectfully submitted this 10th day of February, 2014.

s/ Jeremy W. Gregory

Jeremy W. Gregory  
Georgia Bar No. 885342

**Balch & Bingham LLP**

841 Prudential Drive  
Suite 1400  
Jacksonville, FL 32207  
Telephone: (904) 393-9000  
Facsimile: (904) 396-9001

Hugh B. McNatt  
Georgia Bar No. 498300

**McNatt, Greene & Peterson**

602 Church Street  
Vidalia, Georgia 30475  
Telephone: (912) 537-9343  
Facsimile: (912) 537-2658

*Attorneys for Lexon Insurance Company*

**CERTIFICATE OF SERVICE**

I hereby certify that on this the 10th day of February, 2014, I electronically filed the foregoing **Notice of Removal** with the Clerk of the Court using the CM/ECF system and service will be perfected upon the following. Additionally, a copy of the foregoing has been placed in the U.S. Mail postage prepaid to the following:

G. Todd Carter  
Garret W. Meader  
Brown, Readdick, Bumgartner,  
Carter, Strickland, & Watkins, LLP  
P.O. Box 220  
Brunswick, GA 31521-0220

s/ Jeremy W. Gregory  
Jeremy W. Gregory  
Georgia Bar No. 885342